

BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY

ORDINANCE 2026-10

**ORDINANCE AMENDING CHAPTER 9: “TRAFFIC” OF THE BOROUGH’S
REVISED GENERAL ORDINANCES TO REVISE TEMPORARY PARKING
REGULATIONS APPLICABLE DURING SNOW EMERGENCIES.**

WHEREAS, the Borough of Bradley Beach (the “Borough”) is a compact, densely developed municipality with narrow residential streets that require coordinated snow removal operations to protect public safety and ensure the free flow of emergency and service vehicles; and

WHEREAS, parked vehicles during snow events impede snow plowing, delay emergency response, and create hazardous roadway and pedestrian conditions; and

WHEREAS, the Mayor and Council find that clear, uniform, and enforceable temporary parking restrictions during snow emergencies are necessary to facilitate effective snow removal and protect the health, safety, and welfare of residents and visitors; and

WHEREAS, the Mayor and Council further find that timely removal of snow and ice from sidewalks abutting public streets is essential to pedestrian safety, accessibility, and compliance with public safety obligations, particularly for seniors, persons with disabilities, and school-aged children; and

WHEREAS, the Borough has authority under N.J.S.A. 40:48-2 and N.J.S.A. 40:49-5 to regulate parking, snow removal, and property maintenance and to establish penalties for noncompliance; and

WHEREAS, the Mayor and Council desire to clarify enforcement authority, modernize administrative language, and ensure that penalties for violations of snow emergency and sidewalk snow removal requirements are grounded in the Borough’s general penalty provisions rather than state motor vehicle statutes; and

WHEREAS, the Mayor and Council further find that treating each day of noncompliance as a separate violation promotes timely compliance while preserving Municipal Court discretion and proportional enforcement; and

WHEREAS, the amendments set forth herein are intended to improve clarity, consistency, and enforceability of the Borough’s snow emergency and snow removal regulations without expanding the scope of prohibited conduct beyond that necessary to protect public safety; and

WHEREAS, the Mayor and Council find that these amendments represent a reasonable exercise of the Borough's police power and are consistent with sound municipal governance and established enforcement practices throughout the State of New Jersey;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Bradley Beach, County of Monmouth, State of New Jersey, as follows:

SECTION 1. Chapter 9: "Traffic" of the Revised General Ordinances of the Borough of Bradley Beach is hereby replaced in its entirety as follows:

CHAPTER 9: TRAFFIC

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§ 9-11 Temporary No Parking for Snow Removal; Snow and Ice Removal.

§ 9-11.1 Declaration of Snow Emergency.

Whenever snow is covering the streets or highways within the Borough, and upon declaration by the Director of Public Works or his or her designee, the following temporary parking prohibitions and requirements shall take effect and remain in effect until terminated as provided herein.

- a. *Streets Running East-West*
 1. During snowfall and until plowing operations are completed, parking of all vehicles on the south side of any street running east and west is prohibited.
 2. Upon cessation of snowfall and completion of plowing on the south side of such streets, vehicles shall be parked on the south side thereof, and parking on the north side of such streets shall be prohibited until the roadway has been plowed sufficiently so as not to interfere with the normal flow of traffic.
- b. *Streets Running North-South*
 1. During snowfall and until plowing operations are completed, parking of all vehicles on the east side of any street running north and south is prohibited.
 2. Upon cessation of snowfall and completion of plowing on the east side of such streets, vehicles shall be parked on the east side thereof, and parking on the west side of such streets shall be prohibited until the roadway has been plowed sufficiently so as not to interfere with the normal flow of traffic.
- c. *Duration and Notice.* The parking prohibitions established herein shall remain in effect until snowfall has ceased and the streets have been plowed for the full width of the roadway and to an extent that parking does not interfere with the normal flow of traffic. The Borough shall not be required to provide notice of such restrictions; however, reasonable efforts may be made to communicate when alternate-side parking requirements commence and when parking requirements shift.
- d. *Off-Street Parking during Snow Emergency.* During a declared snow emergency, where off-street parking is available, no vehicle shall be parked on any public street.

§ 9-11.2 Exemptions from Parking Regulations

The provisions of this Section 9-11 governing the parking of vehicles shall not apply to Main Street or Ocean Avenue. All provisions of this Section 9-11 relating to sidewalk snow and ice removal shall apply to all streets within the Borough.

§ 9-11.3 Towing and Removal of Vehicles.

Any vehicle parked in violation of this section, or abandoned on a public street, shall be deemed a nuisance and a menace to public safety. Any authorized public safety officer may provide for the removal of such vehicle. The owner shall pay all reasonable costs of towing and storage prior to redemption.

§ 9-11.4 Sidewalk Snow and Ice Removal.

- a. Any owner, occupant, tenant, building superintendent, rental agent, or other person in charge of premises abutting or bordering upon any public street within the Borough shall remove all snow and ice from the abutting sidewalks within 24 hours of daylight after the same snow and/or ice has fallen or has formed thereon. Where ice is so frozen as to make removal impracticable, the same shall be thoroughly covered with sand or other suitable abrasive material.
 1. For properties located on corner lots, the duty imposed herein shall expressly include the removal of snow and ice from all sidewalks abutting the premises on both intersecting streets, including but not limited to sidewalks at the intersection, pedestrian crosswalk approaches, driveway aprons, and all curb ramps, handicapped access ramps, landing areas, and detectable warning surfaces adjoining or serving the property.
 2. Snow and ice shall be removed so as to provide and maintain a continuous, unobstructed pedestrian path of travel not less than thirty-six (36) inches in clear width, measured exclusive of vertical obstructions, for the full length of the abutting sidewalks. Such clearance shall extend across the full usable width and running slope of all curb ramps and across associated landing areas at the top and bottom of each ramp. The required clear path shall be consistent with the minimum clear width for an accessible route as defined under the Americans with Disabilities Act (ADA), including but not limited to applicable provisions of the 2010 ADA Standards for Accessible Design, as may be amended.
- b. The obligations set forth herein are mandatory. Failure to clear and maintain such areas within the time period prescribed in this section shall constitute a separate and distinct violation for each frontage and for each day the condition remains uncorrected. The Borough may, in addition to issuing summonses and penalties as otherwise provided in this chapter, cause the removal of snow and ice and assess the cost thereof as a lien against the property in the manner provided by law.

§ 9-11.5 Depositing Snow on Streets Prohibited.

No person, firm, or corporation, nor any owner, tenant, or occupant of property abutting a public street, shall throw, place, or deposit snow or ice from private property onto any public street or sidewalk within the Borough.

§ 9-11.6 Penalties; Enforcement.

Any person who violates any provision of this section shall, upon conviction, be subject to the penalties set forth in § 1-5 (General Penalty) of the Code of the Borough of Bradley Beach. In addition, the Police Department is authorized to tow vehicles parked in violation of this section at the owner's expense. Each day that a violation of this section continues shall constitute a separate and distinct offense.

SECTION 2. If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

SECTION 3. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions hereof shall be determined to govern. All other parts, portions and provisions of The Revised General Ordinances of the Borough of Bradley Beach are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 4. This Ordinance shall take effect upon adoption and publication in accordance with the laws of the State of New Jersey.

SO ORDAINED as aforesaid.

Erica Kostyz, RMC, CMR
Municipal Clerk

Alan Gubitosi
Mayor

Introduced: February 17, 2026

Date of Hearing and Adoption: March 3, 2026